IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 27TH FEBRUARY 2007 / 8TH PHALGUNA 1928

WP(C).No. 28381 of 2006(D)

PETITIONER:

K.C.MURALI MANOHARAN,
AGED 49 YEARS, S/O.SHRI.P.CHELLAPPAN PILLAI,
SENIOR TELECOM OPERATING ASSISTANT (P),
OFFICE OF THE GENERAL MANAGER, TELECOM,
BHARAT SANCHAR NIGAM LTD., TIRUVALLA,
RESIDING AT HARIMURALI, KAVIYOOR P.O., THIRUVALLA.

BY ADV. SRI.T.C.GOVINDA SWAMY
SRI.N.N.SUGUNAPALAN (SR.)

RESPONDENTS:

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1. UNION OF INDIA,
REP. BY THE SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF COMMUNICATION, NEW DELHI.

2. CHIEF GENERAL MANAGER,
TELECOMMUNICATION, BHARAT SANCHAR NIGAM LTD.,
KERALA CIRCLE, THIRUVANANTHAPURAM.

3. CHAIRMAN-CUM-MANAGING DIRECTOR,
BHARAT SANCHAR NIGAM LTD.,
NEW DELHI.

4. D.RAJU, SUB-DIVISIONAL ENGINEER (NORTH),
BHARAT SANCHAR NIGAM LTD.,
THIRUVALLA.

5. VASANTHA LAKSHMI, SUB-DIVISIONAL
ENGINEER,
BHARATH SANCHAR NIGAM LTD.,
MALAYALAPPUZHA, PATHANAMTHITTA.

R1 TO 3 BY SR. ADV. SRI. N.N.SUGUNAPALAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K. DENESAN, J.

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W.P.(C) No.28381 OF 2006 D
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Dated this the 27th February, 2007

J U D G M E N T

The petitioner is working in the cadre of Senior Telecom Operating Assistant in the Bharat Sanchar Nigam Limited. His grievance pertains to denial of promotion to the post of Junior Telecom Officer. His request to consider his case for promotion to the vacancies in 1992 was found against by the respondents and the challenge to the orders passed by the petitioner was repelled by this Court vide Ext. P11 judgment. Subsequently, the petitioner has filed Ext. P15 representation contending that the vacancies for the year 1993 and 1994 which ought to have been carried forward for the year 1995 shall accordingly be carried forward and he shall be promoted against the vacancies of the year 1995. He has made an alternate prayer that the rules may be suitably relaxed so as to empanel him at least against the vacancies of 1997 so that he will get his promotion to the post of Junior Telecom Officer from that year onwards.

2. I have heard counsel for the petitioner and

Standing Counsel for the respondents.

3. The limited prayer of the petitioner is that Ext. P15 pending with the 1st respondent may be directed to be disposed of within a time frame. Accordingly, the writ petition is disposed of directing the 1st respondent to consider Ext. P15 and dispose of the same in accordance with law as early as possible, in any event, within three months from the date of receipt of a copy of the judgment.

The petitioner shall forward a copy of the judgment to the 1st respondent for compliance.

K.K. DENESAN
JUDGE

jan/